



# **SENATE JOURNAL**

**STATE OF ILLINOIS**

**NINETY-SEVENTH GENERAL ASSEMBLY**

**11TH LEGISLATIVE DAY**

**TUESDAY, MARCH 1, 2011**

**1:30 O'CLOCK P.M.**

**SENATE**  
**Daily Journal Index**  
**11th Legislative Day**

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The Senate met pursuant to adjournment.  
Senator M. Maggie Crotty, Oak Forest, Illinois, presiding.  
Prayer by Pastor Shaun Lewis, Capitol Commission, Springfield, Illinois.  
Senator Jacobs led the Senate in the Pledge of Allegiance.

Senator Hunter moved that reading and approval of the Journals of Thursday, February 17, 2011 and Wednesday, February 23, 2011, be postponed, pending arrival of the printed Journals.  
The motion prevailed.

### **REPORTS RECEIVED**

The Secretary placed before the Senate the following reports:

ISFA Annual Report 2010, submitted by the Illinois Sports Facilities Authority.

Mid-America Medical District Commission report covering operations for calendar years 2009 and 2010 and statement of its program for calendar years 2011 and 2012, submitted by the Mid-America Medical District Commission.

Illinois Tollway African-American Employment Plan 2011, submitted by the Illinois Tollway.

Illinois Tollway Hispanic Employment Plan 2011, submitted by the Illinois Tollway.

ICCB Fiscal Year 2010 Adult Education and Family Literacy Annual Report, submitted by the Illinois Community College Board.

ICCB 2009-2010 Biennial Report, submitted by the Illinois Community College Board.

2010 Annual Report of the Auditor General's Office, submitted by the Office of the Auditor General.

Report Pursuant to Public Act 87-522 (Flex time), submitted by the Property Tax Appeal Board.

Report 1 Pursuant to the Taxpayer Accountability and Budget Stabilization Act (P.A. 96-1496), submitted by the Office of the Auditor General.

Business Enterprise Council for Minorities, Females and Persons with Disabilities Annual Report – Fiscal Year 2010, submitted by the Department of Central Management Services.

IHDA Report of Activities for Fiscal Year 2010 and Projected Activities for Fiscal Year 2011, submitted by the Illinois Housing Development Authority.

Report Pursuant to Public Act 87-522 (Flex time), submitted by the Department of Veterans' Affairs.

Report Pursuant to Public Act 87-522 (Flex time), submitted by the Illinois Commerce Commission.

DCEO affirmative action program report, submitted by the Department of Commerce and Economic Opportunity.

The foregoing reports were ordered received and placed on file in the Secretary's Office.

### **LEGISLATIVE MEASURES FILED**

[March 1, 2011]

The following Floor amendment to the Senate Resolution listed below has been filed with the Secretary and referred to the Committee on Assignments:

Senate Committee Amendment No. 1 to Senate Joint Resolution 3

The following Committee amendments to the Senate Bills listed below have been filed with the Secretary and referred to the Committee on Assignments:

Senate Committee Amendment No. 2 to Senate Bill 39  
Senate Committee Amendment No. 1 to Senate Bill 52  
Senate Committee Amendment No. 1 to Senate Bill 64  
Senate Committee Amendment No. 1 to Senate Bill 69  
Senate Committee Amendment No. 1 to Senate Bill 83  
Senate Committee Amendment No. 1 to Senate Bill 128  
Senate Committee Amendment No. 1 to Senate Bill 133  
Senate Committee Amendment No. 1 to Senate Bill 150  
Senate Committee Amendment No. 1 to Senate Bill 168  
Senate Committee Amendment No. 1 to Senate Bill 1122  
Senate Committee Amendment No. 1 to Senate Bill 1244  
Senate Committee Amendment No. 1 to Senate Bill 1336  
Senate Committee Amendment No. 1 to Senate Bill 1350  
Senate Committee Amendment No. 1 to Senate Bill 1381  
Senate Committee Amendment No. 1 to Senate Bill 1538  
Senate Committee Amendment No. 1 to Senate Bill 1641  
Senate Committee Amendment No. 1 to Senate Bill 1670  
Senate Committee Amendment No. 1 to Senate Bill 1762  
Senate Committee Amendment No. 1 to Senate Bill 1821

The following Floor amendments to the Senate Bills listed below have been filed with the Secretary and referred to the Committee on Assignments:

Senate Floor Amendment No. 1 to Senate Bill 41  
Senate Floor Amendment No. 2 to Senate Bill 153  
Senate Floor Amendment No. 1 to Senate Bill 155

## COMMUNICATIONS

**Rickey R. Hendon**  
ASSISTANT MAJORITY LEADER

State Senate President John Cullerton  
Secretary of the Illinois State Senate Jill Rock 2/24/11

President Cullerton  
Secretary Rock

Today is a wonderful day and as much as I have enjoyed working with you and all of my fellow Senators I have decided to call it a day and retire from this wonderful institution. I hereby resign as the State Senator from the 5<sup>th</sup> District of the State of Illinois.

I appreciate my constituents and supporters and I pray that they will accept my decision and allow me to move on with my life. I thank them and you Mister President and I wish you God's grace.

Sincerely,  
s/Rickey Hendon  
Senator Rickey R. Hendon

[March 1, 2011]

**Carole A. Pankau**  
STATE SENATOR · 23<sup>RD</sup> DISTRICT

March 1, 2011

Jillayne Rock  
Secretary of the Senate  
401 State House  
Springfield, IL 62706

Dear Madam Secretary:

Please be advised that, effective immediately, I am resigning from my appointed position on the Senate Human Services Committee.

Thank you for your attention to this matter.

Sincerely,  
s/Carole Pankau  
Carole Pankau  
State Senator  
Senate District 23

cc: Senate President John Cullerton  
Assistant Secretary of the Senate Scott Kaiser

ILLINOIS STATE SENATE  
**JOHN O. JONES**  
ASSISTANT SENATE MINORITY LEADER  
54<sup>TH</sup> SENATE DISTRICT

March 1, 2011

Jillayne Rock  
Secretary of the Senate  
401 State House  
Springfield, Illinois 62706

Dear Madam Secretary:

Please be advised that, effective immediately, I am resigning from my appointed position on the Senate State Government and Veterans Affairs Committee.

Thank you for your attention to this matter.

Sincerely,  
s/John O. Jones  
John O. Jones  
Assistant Senate Minority Leader

xc: Senate President John Cullerton  
Assistant Secretary of the Senate Scott Kaiser

**DAN KOTOWSKI**  
STATE SENATOR  
33rd DISTRICT

Ms. Jillayne Rock

[March 1, 2011]

Secretary of the Senate  
Room 403, State House  
Springfield, Illinois 62706

Dear Madam Secretary:

Please be advised that, effective immediately, I am resigning from my position as Chairman of the Senate Committee on Revenue. Please note that I will remain on the Committee.

Thank you for your attention to this matter.

s/Dan Kotowski  
Dan Kotowski  
State Senator  
33<sup>rd</sup> District

**Senator John Sullivan  
Majority Caucus Whip  
Illinois State Senate · 47<sup>th</sup> District**

March 1, 2011

Ms. Jillayne Rock  
Secretary of the Senate  
Room 403, State House  
Springfield, Illinois 62706

Dear Madam Secretary:

Please be advised that, effective immediately, I am resigning from my position as Chairman of the Senate Committee on Appropriations II. Please note that I will remain on the Committee.

Thank you for your attention to this matter.

Respectfully,  
s/John Sullivan  
John Sullivan  
Illinois State Senate – 47<sup>th</sup> District

**ILLINOIS STATE SENATE  
MAGGIE CROTTY  
STATE SENATOR · 19TH DISTRICT  
ASSISTANT MAJORITY LEADER**

March 1, 2011

Ms. Jillayne Rock  
Secretary of the Senate  
Room 403 State Capitol  
Springfield, Illinois 62706

Dear Madam Secretary:

Please be advised that, effective immediately, I am resigning from my appointed position on the Senate Committee on Licensed Activities.

Thank you for your attention to this matter.

Sincerely,

[March 1, 2011]

s/Maggie  
 Maggie Crotty  
 State Senator ~ 19<sup>th</sup> District

CC: Senate President John J. Cullerton

**MESSAGES FROM THE PRESIDENT**

**OFFICE OF THE SENATE PRESIDENT  
 STATE OF ILLINOIS**

JOHN J. CULLERTON  
 SENATE PRESIDENT

327 STATE CAPITOL  
 SPRINGFIELD, ILLINOIS 62706  
 217-782-2728

March 1, 2011

The Honorable Jillayne Rock  
 Secretary of the Senate  
 Room 403 State House  
 Springfield, IL 62706

Dear Madam Secretary:

Please be advised that I have appointed the following Senators to serve on Democratic Leadership:

James Clayborne	Majority Leader
Kimberly Lightford	Assistant Majority Leader
Antonio Munoz	Assistant Majority Leader
Jeffrey Schoenberg	Assistant Majority Leader
Maggie Crotty	Assistant Majority Leader
John Sullivan	Assistant Majority Leader
Donne Trotter	Caucus Chair

Don Harmon	President Pro Tempore
Terry Link	Majority Caucus Whip
Ira Silverstein	Majority Caucus Whip
Susan Garrett	Majority Caucus Whip
Mattie Hunter	Majority Caucus Whip

These appointments are effective March 1, 2011. If you should have any questions regarding these appointments, please contact my Chief of Staff Andrew Manar at your convenience.

Sincerely,  
 s/John J. Cullerton  
 John J. Cullerton  
 Senate President

cc: Senate Republican Leader Christine Radogno

**OFFICE OF THE SENATE PRESIDENT  
 STATE OF ILLINOIS**

JOHN J. CULLERTON  
 SENATE PRESIDENT

327 STATE CAPITOL  
 SPRINGFIELD, ILLINOIS 62706  
 217-782-2728

March 1, 2011

[March 1, 2011]

The Honorable Jillayne Rock  
Secretary of the Senate  
Room 403 State House  
Springfield, IL 62706

Dear Madam Secretary:

Please be advised that I have made the following appointments to the 97<sup>th</sup> General Assembly Standing Committees, effective immediately.

Senator Dan Kotowski has been appointed as the Chairman of the Appropriations II Committee.  
Senator Toi Hutchinson has been appointed as the Chairman of the Revenue Committee.  
Senator Maggie Crotty has been appointed to the Executive Committee.  
Senator John Sullivan has been appointed as the Vice-Chair of the Appropriations II Committee.

If you have any questions, please contact my Chief of Staff, Andy Manar, at 271.782.3920.

Sincerely,  
s/John J. Cullerton  
John J. Cullerton  
Senate President

cc: Governor Patrick Quinn  
Senate Republican Leader Christine Radogno  
House Speaker Michael Madigan  
House Republican leader Tom Cross  
Secretary of State – Index Division  
Legislative Research Unit  
Legislative Reference Bureau  
Clerk of the House

## COMMUNICATIONS FROM THE MINORITY LEADER

**CHRISTINE RADOGNO**  
SENATE REPUBLICAN LEADER · 41st DISTRICT

March 1, 2011

Ms. Jillayne Rock  
Secretary of the Senate  
401 State House  
Springfield, Illinois 62706

Dear Madam Secretary:

Pursuant to Senate Rule 3-2(a), I am making the following changes to the minority membership of the following standing committees of the Senate:

**Senate Energy Committee:** Senator Darin LaHood shall replace Senator Dale Risinger as a member and Senate John O. Jones to serve as Minority Spokesperson.

**Senate Environment Committee:** Senator Darin LaHood shall replace Senator Dale Risinger as a member.

**Senate Gaming Committee:** Senator Darin LaHood shall replace Senator Dale Risinger to serve as Minority Spokesperson and Senator Tom Johnson shall serve as a member.

[March 1, 2011]

**Senate Human Services Committee:** Senator Darin LaHood shall replace Senator Carole Pankau as a member.

**Senate Insurance Committee:** Senator John O. Jones shall replace Senator Dale Risinger as a member.

**Senate State Government & Veterans Affairs Committee:** Senator Carole Pankau shall replace Senator John O. Jones as a member and Senator Tom Johnson to serve as Minority Spokesperson.

**Senate Transportation Committee:** Senator Darin LaHood shall replace Senator Dale Risinger as a member.

These changes shall take effect immediately.

Sincerely,  
s/Christine Radogno  
Christine Radogno  
Senate Republican Leader

cc: Senate President John Cullerton  
Assistant Secretary of the Senate Scott Kaiser

**CHRISTINE RADOGNO**  
SENATE REPUBLICAN LEADER · 41st DISTRICT

March 1, 2011

Ms. Jillayne Rock  
Secretary of the Senate  
401 State House  
Springfield, Illinois 62706

Dear Madam Secretary:

Pursuant to the retirement of Senator Dale Risinger and Senate Rule 2-4, I am naming Senator Pamela J. Althoff as the Senate Republican Whip.

This appointment is effective immediately.

Sincerely,  
s/Christine Radogno  
Christine Radogno  
Senate Republican Leader

cc: Senate President John Cullerton  
Assistant Secretary of the Senate Scott Kaiser

#### **REPORT FROM STANDING COMMITTEE**

Senator Muñoz, Chairperson of the Committee on Executive Appointments, to which was referred **Appointment Messages Numbered 24 and 26**, reported the same back with the recommendation that the Senate do advise and consent.

The foregoing appointments messages are eligible for consideration by the Senate.

#### **PRESENTATION OF RESOLUTIONS**

##### **SENATE RESOLUTION NO. 72**

Offered by Senator Haine and all Senators:

[March 1, 2011]

Mourns the death of Richard A. Cannon.

**SENATE RESOLUTION NO. 73**

Offered by Senator Haine and all Senators:  
Mourns the death of Robert St. Peters of Alton.

**SENATE RESOLUTION NO. 74**

Offered by Senator Haine and all Senators:  
Mourns the death of Joan Marie Garrow Fitzgerald of Godfrey.

**SENATE RESOLUTION NO. 75**

Offered by Senator Raoul and all Senators:  
Mourns the death of Irving M. King of Chicago.

**SENATE RESOLUTION NO. 76**

Offered by Senator Wilhelmi and all Senators:  
Mourns the death of Richard Lee "Richie" Marcum of Joliet.

**SENATE RESOLUTION NO. 77**

Offered by Senator Wilhelmi and all Senators:  
Mourns the death of Marjorie Beasley (nee, Walsh) of Joliet.

**SENATE RESOLUTION NO. 78**

Offered by Senator Dillard and all Senators:  
Mourns the death of Charles L. Miner of Naperville.

**SENATE RESOLUTION NO. 79**

Offered by Senator Dillard and all Senators:  
Mourns the death of Irmil H. "Monty" Montgomery of Hinsdale.

**SENATE RESOLUTION NO. 80**

Offered by Senator Dillard and all Senators:  
Mourns the death of Janet J. Lehman of Naperville.

By unanimous consent, the foregoing resolutions were referred to the Resolutions Consent Calendar.

Senator Lauzen offered the following Senate Resolution, which was referred to the Committee on Assignments:

**SENATE RESOLUTION NO. 81**

WHEREAS, Economic growth and increased opportunity are of utmost importance in this current economic downturn; and

WHEREAS, New commercial, residential, and affordable housing development plays an important role in stimulating economic growth, job creation, and infrastructure and environmental improvements in the State of Illinois; and

WHEREAS, New real estate development, especially in the commercial, residential, and affordable housing fields, plays an important role in maintaining property values and in maintaining the financial stability of units of government at all levels throughout the State of Illinois; and

WHEREAS, Many public pensions have suffered decreases in the value of their investment portfolios; many of those portfolios have investments in real estate partnerships; and

WHEREAS, Public-private partnerships play a key role in encouraging and accelerating commercial,

[March 1, 2011]

residential, and affordable housing development projects, thereby helping to improve our nation's communities; and

WHEREAS, There is an inherent risk associated with commercial, residential, and affordable housing development projects; and

WHEREAS, Partnerships are widely used in real estate projects in order to provide flexibility in allocating risks and potential rewards in real estate projects; and

WHEREAS, Current legislative proposals in Congress would re-characterize carried interest, currently treated as capital gains, as ordinary income, thereby discouraging real estate partnerships from investing in Illinois; this proposal could also depress economic activity across our State and jeopardize the stability of property values and the value of any pension funds which may be invested in such real estate partnerships; therefore, be it

RESOLVED, BY THE SENATE OF THE NINETY-SEVENTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that we respectfully urge the United States Congress and the President of the United States to maintain the current capital gains tax treatment or classification for tax purposes of promoted or carried interest used by real estate partnerships; and be it further

RESOLVED, That suitable copies of this resolution be delivered to the Majority and Minority Leaders of the United States Senate, the Speaker and Minority Leader of the United States House of Representatives, and each member of the Illinois congressional delegation.

#### APPOINTMENT MESSAGES

##### **Appointment Message No. 27**

To the Honorable Members of the Senate, Ninety-Seventh General Assembly:

I, Pat Quinn, Governor, am nominating and, by and with the advice and consent of the Senate, appointing the following named individual to the office enumerated below. The advice and consent of this Honorable Body is respectfully requested.

Title of Office: Director

Agency or Other Body: Division of Banking within the Illinois Department of Financial and Professional Regulation

Start Date: February 28, 2011

End Date: January 21, 2013

Name: Manuel Flores

Residence: 1449 Wicker Park Ave., Apt. 401, Chicago, IL 60622

Annual Compensation: \$136,217

Per diem: Not Applicable

Nominee's Senator: Senator William Delgado

Most Recent Holder of Office: Jorge A. Solis

Superseded Appointment Message: This Appointment Message is to supersede an Appointment Message filed during the 96th General Assembly, dated January 4, 2010 (Chair, Illinois Commerce Commission).

[March 1, 2011]

**Appointment Message No. 28**

To the Honorable Members of the Senate, Ninety-Seventh General Assembly:

I, Pat Quinn, Governor, am nominating and, by and with the advice and consent of the Senate, appointing the following named individual to the office enumerated below. The advice and consent of this Honorable Body is respectfully requested.

Title of Office: Commissioner and Chairman

Agency or Other Body: Illinois Commerce Commission

Start Date: March 3, 2011

End Date: January 20, 2014

Name: Douglas Scott

Residence: 15630 Oakview Lane, South Beloit, IL 61080

Annual Compensation: \$134,022

Per diem: Not Applicable

Nominee's Senator: Senator Christine J. Johnson

Most Recent Holder of Office: Manuel Flores

Superseded Appointment Message: Not Applicable

Under the rules, the foregoing Appointment Messages were referred to the Committee on Assignments.

**MESSAGE FROM THE SECRETARY OF STATE**

OFFICE OF THE SECRETARY OF STATE  
JESSE WHITE • Secretary of State

February 28, 2011

Honorable Jillayne Rock  
Secretary of the Senate  
Room 401  
Capitol Building  
Springfield, IL 62706

Dear Ms. Rock:

This office is forwarding herewith a copy of a Notification of Vacancy from the Legislative Committee of the Republican Party of the 37<sup>th</sup> Legislative District, declaring the existence of a vacancy in the Office of State Senator for the 37<sup>th</sup> Legislative District of the 97<sup>th</sup> General Assembly, as a result of the resignation of **Senator Dale Risinger**, effective February 28, 2011.

Also enclosed is the copy of the Legislative Committee's Certificate of Appointment for **Darin LaHood, Dunlap, Illinois**, who was appointed to fill the vacancy in the Office of State Senator in the 37<sup>th</sup> Legislative District for the 97<sup>th</sup> General Assembly.

[March 1, 2011]

Yours truly,  
s/Jesse White  
JESSE WHITE  
Secretary of State

OFFICE OF THE SECRETARY OF STATE  
JESSE WHITE • Secretary of State

NOTICE

Changes in the Ninety-Seventh General Assembly

SENATE

Appointment

Darin LaHood  
Dunlap, Illinois  
37<sup>th</sup> Legislative District  
Appointed: February 26, 2011  
Filed: February 28, 2011

Vacancy

Dale Risinger  
37<sup>th</sup> Legislative District  
Resigned: February 28, 2011  
Filed: February 28, 2011

cc: Communications Department  
House Speaker Madigan  
House Republican Leader Cross  
Legal Department  
Legislative Affairs  
Office of the Governor  
Secretary of State  
Senate President Cullerton  
Senate Republican Leader Radogno  
State Board of Elections

**CERTIFICATE OF LEGISLATIVE COMMITTEE ORGANIZATION**

37<sup>th</sup> LEGISLATIVE DISTRICT )

STATE OF ILLINOIS  
COUNTY OF PEORIA

This is to certify that, in accordance with 10 ILCS 5/8-5, the Legislative Committee of the Republican Party of the 37<sup>th</sup> Legislative District met on February 26, 2011, in the City of Peoria, County of Peoria and organized by electing the following officers in conformity with the Election Laws of this State.

Rudolph I. Lewis  
Chairman  
8107 W. Smithville Rd.  
Peoria, Il. 61607

Travis McGlasson  
Secretary  
628 CR 850 N  
Sparland, Il 61565

SIGNED: s/Richard I Lewis  
Chairman

ATTEST: s/Travis McGlasson

[March 1, 2011]

Secretary

**NOTIFICATION OF VACANCY**

Legislative Committee of the )  
Republican Party of the )  
37<sup>th</sup> Legislative District )  
)  
)  
STATE OF ILLINOIS )

WHEREAS, State Senator Dale E. Risinger, a member of the Republican Party, has resigned as Senator in the General Assembly for the 37<sup>th</sup> Legislative District, and

WHEREAS, Senator Dale E. Risinger was the duly elected State Senator for the 37<sup>th</sup> Legislative District for the 97<sup>th</sup> General Assembly; and

WHEREAS, Senator Dale E. Risinger resignation was effective Feb 28 2011,

NOW THEREFORE, the Legislative Committee of the Republican Party of the 37<sup>th</sup> Legislative District does hereby find and declare that the office of State Senator for the 37<sup>th</sup> District is vacant for the remainder of the 97<sup>th</sup> General Assembly.

s/Randolph I. Lewis  
Chairman

s/Travis McGlasson  
Secretary

DATE: Feb 26 2011

**CERTIFICATE OF APPOINTMENT TO FILL VACANCY IN  
LEGISLATIVE DISTRICT OFFICE**

WHEREAS, a vacancy has occurred in the office of State Senator in the 37<sup>th</sup> Legislative District of Illinois by reason of the resignation of Dale Risinger, a duly elected officer of the Republican Party from the 37<sup>th</sup> Legislative District of Illinois, and

WHEREAS, the Legislative Committee of the Republican Party of the 37<sup>th</sup> Legislative District has met and voted to fill the vacancy In said office, as required by 10 ILCS 5/25-6.

BE IT RESOLVED that the Legislative Committee of the Republican Party of the 37<sup>th</sup> Legislative District of Illinois hereby appoints Darin LaHood of Dunlap, Illinois, a member of the Republican Party, to the office of State Senator in the 37<sup>th</sup> Legislative District of Illinois.

s/Rudolph I Lewis            23,715  
CHAIRMAN                      Vote Cast  
\*Legislative or Representative Committee of  
the 37<sup>th</sup> Legislative District

s/Travis McGlasson        3,627  
SECRETARY                    Vote Cast

s/William A. Christ        7366  
Woodford                      Vote Cast

s/Marc H. Young            13947  
Knox Co                        Vote Cast

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s/Barry W. Welbers 6826  
Bureau Vote Cast

s/David J. Dobbels 6054  
Henry Vote Cast

s/Michael S. Bigger 1681  
Stark Vote Cast

DATED 2-26-2011

### STATE OF ILLINOIS

I, Darin M. LaHood, do solemnly swear that I will support the Constitution of the United States, and the Constitution of the State of Illinois, and that I will faithfully discharge the duties of the office of State Senator to the best of my abilities.

s/Darin LaHood

Subscribed and sworn to before me, this 1<sup>st</sup> day of March, 2011

s/Stephen Kouri  
CIRCUIT COURT JUDGE

At the hour of 1:38 o'clock p.m., the Chair announced that the Senate stand at ease.

### AT EASE

At the hour of 1:47 o'clock p.m., the Senate resumed consideration of business.  
Senator Crotty, presiding.

### REPORT FROM COMMITTEE ON ASSIGNMENTS

Senator Clayborne, Chairperson of the Committee on Assignments, during its March 1, 2011 meeting, reported the following Legislative Measures have been assigned to the indicated Standing Committees of the Senate:

Agriculture and Conservation: **Senate Committee Amendment No. 1 to Senate Bill 168.**

Commerce: **Senate Committee Amendment No. 1 to Senate Joint Resolution 3; Senate Committee Amendment No. 1 to Senate Bill 1238; Senate Committee Amendment No. 2 to Senate Bill 1238.**

Criminal Law: **Senate Committee Amendment No. 1 to Senate Bill 64.**

Executive: **Senate Committee Amendment No. 1 to Senate Bill 39; Senate Committee Amendment No. 2 to Senate Bill 39; Senate Committee Amendment No. 1 to Senate Bill 133; Senate Committee Amendment No. 1 to Senate Bill 1821.**

Human Services: **Senate Committee Amendment No. 1 to Senate Bill 1538.**

Insurance: **Senate Committee Amendment No. 1 to Senate Bill 1244.**

Judiciary: **Senate Committee Amendment No. 1 to Senate Bill 69; Senate Committee Amendment No. 1 to Senate Bill 1703.**

Local Government: **Senate Committee Amendment No. 1 to Senate Bill 83.**

Transportation: **Senate Committee Amendment No. 1 to Senate Bill 1641.**

[March 1, 2011]

Senator Clayborne, Chairperson of the Committee on Assignments, during its March 1, 2011 meeting, reported the following Appointment Messages have been assigned to the indicated Standing Committee of the Senate:

Executive Appointments: **Appointment Messages Numbered 27 and 28.**

### REPORT FROM STANDING COMMITTEE

Senator Muñoz, Chairperson of the Committee on Executive Appointments, moved that the Senate resolve itself into Executive Session to consider the report of that Committee relative to the appointment messages.

The motion prevailed.

### EXECUTIVE SESSION

Senator Muñoz, Chairperson of the Committee on Executive Appointments, to which was referred the Appointment Message 24, reported the same back with the recommendation that the Senate advise and consent to the following appointment:

Title of Office: Member

Agency or Other Body: Illinois Workers' Compensation Commission

Start Date: February 14, 2011

End Date: January 21, 2013

Name: Thomas J. Tyrell

Residence: 432 Lake Shore Dr., East Dundee, IL 60118

Annual Compensation: \$119,840

Per diem: Not Applicable

Nominee's Senator: Senator Michael Noland

Most Recent Holder of Office: Barbara Sherman

Superseded Appointment Message: Not Applicable

Senator Muñoz moved that the Senate advise and consent to the foregoing appointment. And on that motion, a call of the roll was had resulting as follows:

YEAS 51; NAYS 3.

The following voted in the affirmative:

Althoff	Harmon	Luechtefeld	Rezin
Bivins	Holmes	Maloney	Righter
Bomke	Hunter	Martinez	Sandack
Clayborne	Hutchinson	McCann	Sandoval
Collins	Jacobs	Meeks	Schmidt
Crotty	Johnson, C.	Millner	Silverstein
Cultra	Jones, E.	Mulroe	Steans
Delgado	Koehler	Muñoz	Sullivan

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Dillard	Kotowski	Murphy	Syverson
Forby	LaHood	Noland	Trotter
Frerichs	Landek	Pankau	Wilhelmi
Garrett	Lightford	Radogno	Mr. President
Haine	Link	Raoul	

The following voted in the negative:

Brady  
Duffy  
Jones, J.

The motion prevailed.  
Whereupon the President of the Senate announced confirmation of the foregoing appointment.

Senator Muñoz, Chairperson of the Committee on Executive Appointments, to which was referred the Appointment Message 26, reported the same back with the recommendation that the Senate advise and consent to the following appointment:

Title of Office: Director

Agency or Other Body: Illinois Emergency Management Authority

Start Date: February 14, 2011

End Date: January 21, 2013

Name: Jonathon Monken

Residence: 1605 Sidener Hall, Chatham, IL 62629

Annual Compensation: \$128,920

Per diem: Not Applicable

Nominee's Senator: Senator Larry K. Bomke

Most Recent Holder of Office: Andrew Velasquez

Superseded Appointment Message: This Appointment Message is to supersede an Appointment Message filed during the 96th General Assembly, dated April 6, 2009.

Senator Muñoz moved that the Senate advise and consent to the foregoing appointment.  
And on that motion, a call of the roll was had resulting as follows:

YEAS 52; NAY 1; Present 1.

The following voted in the affirmative:

Althoff	Harmon	Link	Rezin
Bivins	Holmes	Luechtefeld	Righter
Bomke	Hunter	Maloney	Sandack
Brady	Hutchinson	Martinez	Silverstein
Clayborne	Jacobs	McCann	Steans
Collins	Johnson, C.	Meeks	Sullivan
Crotty	Johnson, T.	Millner	Syverson
Cultra	Jones, E.	Mulroe	Trotter
Delgado	Koehler	Muñoz	Wilhelmi

[March 1, 2011]

Dillard	Kotowski	Murphy	Mr. President
Forby	LaHood	Noland	
Frerichs	Landek	Pankau	
Garrett	Lauzen	Radogno	
Haine	Lightford	Raoul	

The following voted in the negative:

Jones, J.

The following voted present:

Duffy

The motion prevailed.

Whereupon the President of the Senate announced confirmation of the foregoing appointment.

On motion of Senator Muñoz, the Executive Session arose and the Senate resumed consideration of business.

Senator Crotty, presiding.

#### **COMMITTEE MEETING ANNOUNCEMENTS**

The Chair announced the following committees to meet at 2:00 o'clock p.m.:

Agriculture and Conservation in Room 409  
Public Health in Room 212

The Chair announced the following committees to meet at 3:30 o'clock p.m.:

Human Services in Room 212  
Judiciary in Room 400

The Chair announced the following committees to meet at 5:00 o'clock p.m.:

Appropriations I in Room 212  
Education in Room 409  
Transportation in Room 400

#### **MESSAGE FROM THE PRESIDENT**

#### **OFFICE OF THE SENATE PRESIDENT STATE OF ILLINOIS**

JOHN J. CULLERTON  
SENATE PRESIDENT

327 STATE CAPITOL  
SPRINGFIELD, ILLINOIS 62706  
217-782-2728

March 1, 2011

Ms. Jillayne Rock  
Secretary of the Senate  
Room 401 State House  
Springfield, IL 62706

Dear Madam Secretary:

[March 1, 2011]

Pursuant to Rule 3-2(c), I hereby appoint Senator John Mulroe to temporarily replace Senator Jeff Schoenberg as a member of the Senate Public Health Committee. This appointment will automatically expire upon adjournment of the Senate Public Health Committee.

Sincerely,  
s/John J. Cullerton  
John J. Cullerton  
Senate President

cc: Senate Minority Leader Christine Radogno

At the hour of 2:00 o'clock p.m., the Chair announced that the Senate stand at recess subject to the call of the Chair.

#### AFTER RECESS

At the hour of 7:04 o'clock p.m., the Senate resumed consideration of business.  
Senator Crotty, presiding.

#### LEGISLATIVE MEASURES FILED

The following Committee amendments to the Senate Bills listed below have been filed with the Secretary and referred to the Committee on Assignments:

Senate Committee Amendment No. 1 to Senate Bill 1270  
Senate Committee Amendment No. 1 to Senate Bill 1280  
Senate Committee Amendment No. 1 to Senate Bill 1568

#### REPORTS FROM STANDING COMMITTEES

Senator Frerichs, Chairperson of the Committee on Agriculture and Conservation, to which was referred **Senate Bills Numbered 137 and 1337**, reported the same back with the recommendation that the bills do pass.

Under the rules, the bills were ordered to a second reading.

Senator Delgado, Chairperson of the Committee on Public Health, to which was referred **Senate Bills Numbered 145, 1248, 1342 and 1379**, reported the same back with the recommendation that the bills do pass.

Under the rules, the bills were ordered to a second reading.

Senator Delgado, Chairperson of the Committee on Public Health, to which was referred **Senate Resolution No. 43**, reported the same back with the recommendation that the resolution be adopted.

Under the rules, **Senate Resolution No. 43** was placed on the Secretary's Desk.

Senator Hunter, Chairperson of the Committee on Human Services, to which was referred **Senate Bills Numbered 106, 1612 and 1784**, reported the same back with the recommendation that the bills do pass.

Under the rules, the bills were ordered to a second reading.

Senator Hunter, Chairperson of the Committee on Human Services, to which was referred **Senate Bill No. 1538**, reported the same back with amendments having been adopted thereto, with the recommendation that the bill, as amended, do pass.

Under the rules, the bill was ordered to a second reading.

[March 1, 2011]

Senator Hunter, Chairperson of the Committee on Human Services, to which was referred **Senate Joint Resolution No. 2**, reported the same back with the recommendation that the resolution be adopted. Under the rules, **Senate Joint Resolution No. 2** was placed on the Secretary's Desk.

Senator Wilhelmi, Chairperson of the Committee on Judiciary, to which was referred **Senate Bills Numbered 62, 1372 and 1753**, reported the same back with the recommendation that the bills do pass. Under the rules, the bills were ordered to a second reading.

Senator Wilhelmi, Chairperson of the Committee on Judiciary, to which was referred **Senate Bill No. 1703**, reported the same back with amendments having been adopted thereto, with the recommendation that the bill, as amended, do pass. Under the rules, the bill was ordered to a second reading.

Senator Meeks, Chairperson of the Committee on Education, to which was referred **Senate Bills Numbered 1643, 1742, 1744, 1794 and 1799**, reported the same back with the recommendation that the bills do pass. Under the rules, the bills were ordered to a second reading.

Senator Meeks, Chairperson of the Committee on Education, to which was referred **Senate Resolution No. 44**, reported the same back with the recommendation that the resolution be adopted. Under the rules, **Senate Resolution No. 44** was placed on the Secretary's Desk.

Senator Sandoval, Chairperson of the Committee on Transportation, to which was referred **Senate Bills Numbered 1361, 1585, 1732 and 1733**, reported the same back with the recommendation that the bills do pass. Under the rules, the bills were ordered to a second reading.

Senator Sandoval, Chairperson of the Committee on Transportation, to which was referred **Senate Bill No. 1641**, reported the same back with amendments having been adopted thereto, with the recommendation that the bill, as amended, do pass. Under the rules, the bill was ordered to a second reading.

At the hour of 7:05 o'clock p.m., the Chair announced the Senate stand adjourned until Wednesday, March 2, 2011, at 10:30 o'clock a.m.